

PHLY-24,739



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw and David Kent Mathews  
Serial No.: 09/382,423  
Filed: August 24, 1999  
Group: 2755  
Examiner: Not Yet Assigned  
For: METHOD AND APPARATUS FOR UTILIZING AN AUDIBLE SIGNAL  
TO INDUCE A USER TO SELECT AN E-COMMERCE FUNCTION

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Dear Sir:

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PATENT #9  
M. J.  
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INFORMATION DISCLOSURE STATEMENT

In accordance with the requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98, attached please find a Form PTO SB/08 listing information for consideration by the Office in connection with its examination of the above-captioned patent application. This information disclosure statement supplements information disclosure statements previously submitted in connection with this application on October 1, 1999, October 3, 2000, and October 25, 2001.

The attached items were received by Applicant on December 17, 2001 in connection with a corresponding International Application. To Applicant's knowledge, this information disclosure statement is being filed before the mailing date of a first Office Action on the merits. Therefore, pursuant to 37 C.F.R. §1.97(b)(3), no fee is believed necessary for its consideration. Applicants

request that this information disclosure statement be considered and that a copy of the Form PTO/SB/08 be returned to the undersigned indicating the consideration of each document listed.

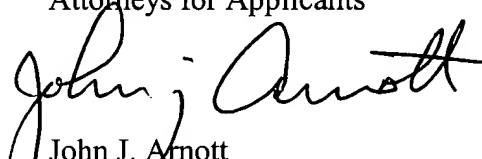
**REMARKS**

Applicants submit that no representation is made, and no representation is intended, that more relevant material does not exist, or that the order of presentation of these materials in any way reflects their relevant pertinence. The listing on the attached Form PTO SB/08 is not intended to constitute an admission of any kind. Specifically, this presentation is not an admission that any of the items listed are properly citable against the above-identified application as prior art. Applicants respectfully submit that their invention is patentable over the enclosed documents listed on Form PTO SB/08.

Please charge any additional fees or deficiencies in fees necessary for the filing of this paper or credit any overpayment to Deposit Account No. 20-0780/PHLY-24,739 of HOWISON, THOMA & ARNOTT, L.L.P.

Respectfully submitted,

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